



PATENT  
ATTORNEY DOCKET NO. 46884-5496

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Akimasa TANAKA ) Confirmation No.: 2334  
Application No.: 10/585,314 ) Group Art Unit: 2811  
Filed: May 3, 2007 ) Examiner: Unassigned  
For: SEMICONDUCTOR LIGHT-EMITTING )  
DEVICE AND ITS MANUFACTURING )  
METHOD )

Commissioner for Patents  
U.S. Patent and Trademark Office  
**Customer Window Mail Stop:**  Amendment  AF  Issue Fee  
Alexandria, VA 22314

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO Form 1449. To the best of the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application. Accordingly, Applicant does not believe that a fee is due for filing this paper.

A European Search Report dated January 30, 2008 that issued in a European patent application and having documents cited therein is attached for the Examiner's consideration. The cited documents are listed on the attached PTO Form 1449.

Applicant respectfully requests that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached PTO Form 1449.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should any of the documents be applied against the claims of the present application.

**EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0573.

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This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.13(a)(3).

Respectfully submitted,

**DRINKER, BIDDLE & REATH LLP**



Dated: February 27, 2008

By:

Paul A. Fournier  
Registration No. 41,023

**Customer No. 055694**  
**DRINKER, BIDDLE & REATH LLP**  
1500 K Street, N.W., Suite 1100  
Washington, D.C. 20005-1209  
Tel: (202) 842-8800  
Fax: (202) 842-8465